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BEFORE THE
ILLINOIS COMMERCE COMMISSION

CENTRAL ILLINOIS PUBLIC SERVICE)
COMPANY d/b/a AmerenCIPS)
) DOCKET NO.
) 07-0532
Petition for a certificate of)
public convenience and necessity)
pursuant to Section 8-406 of the)
Illinois Public Utilities Act to)
construct, operate and maintain)
new 138,000 volt electric lines in)
Madison County, Illinois.)

Thursday, May 22, 2008

Springfield, Illinois

Met, pursuant to notice, at 10:00 a.m.

BEFORE:

MR. MICHAEL WALLACE, Administrative Law Judge

APPEARANCES:

MR. ALBERT STURTEVANT
JONES DAY
77 West Wacker
Chicago, Illinois 60601

(Appearing on behalf of Central
Illinois Public Service Company
d/b/a AmerenCIPS via
teleconference)

SULLIVAN REPORTING CO., by
Carla J. Boehl, Reporter
CSR #084-002710

1 APPEARANCES: (CONT'D.)

2 MR. RYAN ROBERTSON
3 LUEDERS, ROBERTSON & KONZEN
4 P.O. Box 735
5 1939 Delmar
6 Granite City, Illinois 62040

7 (Appearing on behalf of WRB
8 Refining, LLC via
9 teleconference)

10 MS. LINDA M. BUELL
11 Office of General Counsel
12 527 East Capitol Avenue
13 Springfield, Illinois 62701

14 (Appearing on behalf of Staff
15 witnesses of the Illinois
16 Commerce Commission)

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1	INDEX		
2	WITNESSES	DIRECT	CROSS
3			
4	None .		
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6			
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8			
9	EXHIBITS		
10	EXHIBIT	MARKED ADMITTED	
11	AmerenCIPS 1.0, 1.1, 1.2, 1.3	e-Docket	29
12	AmerenCIPS 2.0	e-Docket	29
13	AmerenCIPS 3.0, 3.1, 3.1A, 3.1B, 3.1C, 3.1D, 3.1E, 3.1F, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7	e-Docket	29
14	AmerenCIPS 4.0, 4.2	e-Docket	29
	AmerenCIPS 5.0, 5.1, 5.2	e-Docket	29
15	AmerenCIPS 6.0	e-Docket	29
	AmerenCIPS 7.0, 7.1	e-Docket	29
16	AmerenCIPS 8.0, 8.1	e-Docket	29
17	ICC Staff 1.0 (With Attachments A & B)	e-Docket	32
18	ICC Staff 2.0	e-Docket	32
	ICC Staff 3.0	e-Docket	32
19	ICC Staff Cross 1	23	32
20	WRB 1.0	e-Docket	33
21	WRB 2.0	e-Docket	33
22			

1 PROCEEDINGS

2 (Whereupon ICC Staff Cross
3 Exhibit 1 was marked for
4 purposes of identification as of
5 this date.)

6 JUDGE WALLACE: Pursuant to the direction of
7 the Illinois Commerce Commission, I now call Docket
8 Number 07-0532. This is the matter of the Central
9 Illinois Public Service Company doing business as
10 AmerenCIPS. This is a petition for a Certificate of
11 Public Convenience and Necessity pursuant to Section
12 8-406 of the Illinois Public Utilities Act to
13 construct, operate and maintain a new 138,000 volt
14 electric line in Madison County, Illinois.

15 May I have appearances for the record,
16 starting with the Company?

17 MR. STURTEVANT: Appearing on behalf of
18 AmerenCIPS, Albert Sturtevant, S-T-U-R-T-E-V-A-N-T,
19 Jones Day, 77 West Wacker, Chicago, Illinois 60601.
20 My phone number is (312) 269-4094.

21 JUDGE WALLACE: All right. And for Staff.

22 MS. BUELL: Appearing on behalf of Staff

1 witnesses of the Illinois Commerce Commission, Linda
2 M. Buell, 527 East Capitol Avenue, Springfield,
3 Illinois 62701. My telephone number is area code
4 (217) 557-1142.

5 JUDGE WALLACE: And for the Intervenor.

6 MR. ROBERTSON: On behalf of WRB Refining, LLC,
7 Ryan Robertson, Lueders, Robertson and Konzen, P.O.
8 Box 735, Granite City, Illinois 62040.

9 JUDGE WALLACE: All right. Are there any more
10 appearances?

11 I noticed -- let's go off the record.

12 (Whereupon there was then had an
13 off-the-record discussion.)

14 JUDGE WALLACE: Back on the record.

15 All right. Let the record reflect
16 there are no other appearances at today's hearing.

17 I don't know if I stated this on the
18 record or not. This is Judge Wallace. I am setting
19 in for Judge Tapia today.

20 If everyone is ready to go ahead, we
21 will put the exhibits in, and I don't see a need to
22 continue this for Judge Tapia to come back.

1 So, Mr. Sturtevant, do you have some
2 exhibits you want to --

3 MR. STURTEVANT: Yes, Your Honor. I have five
4 witnesses. And I don't know whether you would prefer
5 if I go witness by witness or you want me to do all
6 five of them and move them in en mass. Whatever you
7 prefer.

8 JUDGE WALLACE: I like en mass. That's fine.

9 MR. STURTEVANT: All right. Also just a note,
10 at the end I would, like Staff, we also have a cross
11 exhibit that consists of a couple of data request
12 responses that we will move for admission.

13 And with regard to the affidavits
14 supporting all of the witnesses, all of the
15 affidavits have been completed and filed except for
16 that affidavit for AmerenCIPS witness Mr. Trelz which
17 I guess we would propose to file as a late-filed
18 exhibit as soon as he completes it.

19 And then I guess with that then we'll
20 proceed with our witnesses and their testimony and
21 exhibits.

22 JUDGE WALLACE: Yes. Please go ahead.

1 MR. STURTEVANT: All right. AmerenCIPS' first
2 witness is Gary T. Brownfield. Mr. Brownfield
3 offered what is marked as AmerenCIPS Exhibit 1.0,
4 Direct Testimony of Gary T. Brownfield and
5 accompanying exhibits AmerenCIPS Exhibits 1.1 and
6 1.2. These are supported by Mr. Brownfield's
7 affidavit which is marked as AmerenCIPS Exhibit 1.3.

8 AmerenCIPS also offered testimony of
9 Rick D. Trelz. It consists of Mr. Trelz's direct
10 testimony which was marked as AmerenCIPS Exhibit 2.0
11 and Mr. Trelz's surrebuttal testimony which was
12 marked as AmerenCIPS Exhibit 8.0. These are
13 supported by Mr. Trelz's affidavit which will be
14 AmerenCIPS Exhibit 8.1. As I mentioned before that
15 has not yet been filed on e-Docket and we would file
16 it as a late-filed exhibit.

17 Next AmerenCIPS' witness James M.
18 Chapman. Mr. Chapman offered direct testimony marked
19 as AmerenCIPS Exhibit 3.0 with accompanying
20 AmerenCIPS Exhibits 3.1, 3.1A through 3.1F and 3.2
21 through 3.7. Mr. Chapman also offered rebuttal
22 testimony marked as AmerenCIPS Exhibit 6.0. These

1 are supported -- excuse me, and Mr. Chapman also
2 offered surrebuttal testimony marked as AmerenCIPS
3 Exhibit 7.0. These are supported by Mr. Chapman's
4 affidavit marked as AmerenCIPS Exhibit 7.1.

5 AmerenCIPS also offers the testimony
6 of Kenneth W. Lynn. This consisted of Mr. Lynn's
7 direct testimony marked as AmerenCIPS Exhibit 4.0.
8 These are supported -- oh, and I believe this is
9 supported by Mr. Lynn's affidavit which has been
10 marked as AmerenCIPS Exhibit 4.2. I do not believe
11 there is an Exhibit 4.1 for Mr. Lynn. It passed to
12 his affidavit.

13 And lastly in terms of witnesses,
14 AmerenCIPS offers the testimony of Thomas W. Girman.
15 Mr. Girman presented direct testimony marked as
16 AmerenCIPS Exhibit 5.0 with accompanying exhibit
17 AmerenCIPS Exhibit 5.1. Mr. Girman's testimony is
18 supported by his affidavit marked as AmerenCIPS
19 Exhibit 5.2.

20 And as I also mentioned previously,
21 Ameren would move for the admission of what has been
22 marked as AmerenCIPS Cross Exhibit 1 which is the --

1 consist of two responses to Staff data requests
2 marked GER 1.3 and GER 1.5.

3 At this time Ameren would move for the
4 admission of testimony of its witnesses, their
5 supporting exhibits, their supporting affidavits and
6 Ameren Cross Exhibit 1.

7 JUDGE WALLACE: All right. Where is AmerenCIPS
8 Cross Exhibit 1?.

9 MR. STURTEVANT: That has been circulated to
10 the parties and will be filed on e-Docket pending
11 admission.

12 JUDGE WALLACE: All right.

13 MR. STURTEVANT: And I believe, Your Honor,
14 that we may not have provided a copy of that to Judge
15 Tapia when we circulated it yesterday. But our
16 intention would be to file it on e-Docket.

17 JUDGE WALLACE: All right. Just a second. All
18 right. Is there any objections?

19 MS. BUELL: No objection from Staff, Your
20 Honor.

21 MR. ROBERTSON: No objection from WRB.

22 JUDGE WALLACE: All right. AmerenCIPS

1 Exhibits, at the risk of being repetitive, 1.0, 1.1,
2 1.2, 1.3, 2.0, 8.0, 8.1, 3.0, 3.1, and this is where
3 I don't have all -- I don't have the file so are
4 there Exhibits 3.1 A, B, C, D, E and F?

5 MR. STURTEVANT: Yes, that's correct, Your
6 Honor, in addition to 3.1.

7 JUDGE WALLACE: All right. So 3.1A through and
8 including 3.1F are admitted. 3.2, 3.3, 3.4, 3.5,
9 3.6, 3.7, 6.0, 7.0, 7.1, 4.0, 4.2, there being no
10 4.1.

11 MR. STURTEVANT: That's right, Your Honor.

12 JUDGE WALLACE: 5.0, 5.1, 5.2 and AmerenCIPS
13 Cross Exhibit Number 1. All those exhibits I have
14 just enumerated are admitted into the record.

15 (Whereupon AmerenCIPS Exhibits
16 1.0, 1.1, 1.2, 1.3, 2.0, 3.0,
17 3.1, 3.1 A, 3.1 B, 3.1 C, 3.1 D,
18 3.1 E, 3.1 F, 3.2, 3.3, 3.4,
19 3.5, 3.6, 3.7, 4.0, 4.2, 5.0,
20 5.1, 5.2, 6.0, 7.0, 7.1, 8.0,
21 8.1 and AmerenCIPS Cross Exhibit
22 1 were admitted into evidence.)

1 JUDGE WALLACE: Anything further from
2 AmerenCIPS, Mr. Sturtevant?

3 MR. STURTEVANT: Other than to set the
4 schedule, I guess, for briefing which we can do at
5 the end, that's all we have.

6 JUDGE WALLACE: Ms. Buell?

7 MS. BUELL: Thank you, Your Honor. Staff moves
8 for admission into the evidentiary record the direct
9 testimony of Greg Rockrohr previously marked for
10 identification as ICC Staff Exhibit 1.0 and filed via
11 the Commission's e-Docket system on February 21,
12 2008.

13 Staff further moves for the admission
14 into the record the rebuttal testimony of Greg
15 Rockrohr previously marked for identification as ICC
16 Staff Exhibit 2.0 filed via the Commission's e-Docket
17 system on April 3, 2008.

18 And finally Staff moves for admission
19 into the evidentiary record the affidavit of Greg
20 Rockrohr previously marked for identification as ICC
21 Staff Exhibit 3.0 filed via the Commission's e-Docket
22 system on May 16.

1 And, Your Honor, I believe that I
2 omitted Mr. Rockrohr's direct testimony to mention
3 that attached thereto are Attachment A and Attachment
4 B.

5 And finally Staff moves for the
6 admission into the evidentiary record ICC Staff Cross
7 Exhibit 1. This is a two-page document which
8 consists of AmerenCIPS' response to Illinois Commerce
9 Commission data request GER 2.1. A hard copy of ICC
10 Staff Cross Exhibit 1 was provided to the court
11 reporter and Administrative Law Judge Wallace this
12 morning, and it was also circulated among the parties
13 on the service list yesterday.

14 JUDGE WALLACE: Are there any objections?

15 MR. STURTEVANT: No objection from the Company,
16 Your Honor.

17 MR. ROBERTSON: None from WRB.

18 JUDGE WALLACE: All right. ICC Staff Exhibit
19 1.0 with Attachments A and B, 2.0, 3.0 and Cross
20 Exhibit Number 1 are admitted.

21 (Whereupon ICC Staff Exhibit 1.0
22 with Attachment A and B, 2.0,

1 3.0 and ICC Staff Cross Exhibit
2 1 were admitted into evidence.)
3 MS. BUELL: Thank you, Your Honor.
4 JUDGE WALLACE: Thank you. And Mr. Robertson.
5 MR. ROBERTSON: Thank you, Your Honor. I would
6 like to move for the admission of WRB Exhibit 1.0,
7 the prefiled direct testimony of Herman Seedorf
8 consisting of eight pages of questions and answers
9 filed on e-Docket on February 21, 2008.
10 And also WRB Refining Exhibit 2.0, the
11 affidavit of Herman Seedorf in support of his direct
12 testimony, filed on e-Docket May 15, 2008.
13 JUDGE WALLACE: All right. You don't want to
14 put a cross exhibit in?
15 MR. ROBERTSON: No, Your Honor.
16 JUDGE WALLACE: Any objections?
17 MS. BUELL: No objections from Staff, Your
18 Honor.
19 MR. STURTEVANT: No objection from the Company,
20 Your Honor.
21 JUDGE WALLACE: All right. WRB Exhibits 1.0
22 and 2.0 are admitted.

1 (Whereupon WRB Exhibits 1.0 and
2 2.0 were admitted into
3 evidence.)

4 JUDGE WALLACE: All right. Ms. Buell indicated
5 and I think Mr. Sturtevant agreed that initial briefs
6 would be due June 23 and reply briefs would be due
7 June 11 -- or July 11. Mr. Robertson, is that all
8 right with you?

9 MR. ROBERTSON: Yes, Your Honor.

10 JUDGE WALLACE: That will be the briefing
11 schedule.

12 And Ms. Buell also mentioned draft
13 orders. I don't know if Judge Tapia would like a
14 draft order or not, but you can submit one with the
15 reply briefs, if so desired. If she doesn't want it,
16 she can ignore it. I shouldn't say that after all
17 the hard work that have gone into a draft order. She
18 will take it under consideration.

19 Is there anything else? The affidavit
20 of Trelz will be filed today, did you say?

21 MR. STURTEVANT: I am not sure it will be filed
22 today. I am not sure when Mr. Trelz is in the office

1 this week. But it will be filed as soon as he
2 returns.

3 JUDGE WALLACE: Okay. Does anyone have
4 anything further you want to bring up?

5 MR. STURTEVANT: Nothing from the Company, Your
6 Honor.

7 MS. BUELL: Nothing from Staff, Your Honor.

8 JUDGE WALLACE: Okay. Then there being nothing
9 further, I will mark this record heard and taken.
10 Thank you.

11 HEARD AND TAKEN

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